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Attorneys for Defendant ALLIANZ LIFE INSURANCE COMPANY OF NORTH AMERICA

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA, FRESNO DIVISION

LANCE ANDERSON as *Guardian Ad Litem*  
For MAURINE ANDERSON,

Plaintiff,

v.

ALLIANZ LIFE INSURANCE COMPANY  
OF NORTH AMERICA and DOES 1 to 50,  
Inclusive,

Defendant.

Case No. 1:22-cv-00165-ADA-EPG

**REQUEST TO FURTHER MODIFY  
SCHEDULING ORDER (FRCP RULE 16);  
ORDER**

**(ECF No. 22)**

Pursuant to FRCP 16(b)(4), Plaintiff LANCE ANDERSON, as Guardian Ad Litem of MAURINE ANDERSON, and Defendant ALLIANZ LIFE INSURANCE COMPANY OF NORTH AMERICA (collectively, “the Parties”) by and through their counsel, hereby request the Court to further modify the initial Scheduling Order issued on May 26, 2022, and modified on January 24, 2023, by Magistrate Judge Erica P. Grosjean for the following good cause shown:

1. Maurine Anderson, for whom Plaintiff Lance Anderson was designated as Guardian Ad Litem, passed away during the week of March 20, 2023.

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2. Because of Ms. Anderson's passing, Plaintiff Lance Anderson must now undertake to amend the pleadings to substitute in as a party-plaintiff the Estate of Maurine Anderson.

3. As the Parties previously advised the Court, they have agreed to submit this case to mediation, with the Honorable Raul A. Ramirez, Judge (ret.), acting as mediator. The Parties, through counsel, are working with Judge Ramirez to schedule the mediation.

Based on the foregoing, the Parties respectfully request that the Court modify the current Scheduling Order and proposed the following schedule:

**Discovery Deadlines:**

Non-Expert Discovery:	Current (as modified): Proposed New Cutoff:	May 23, 2023 August 23, 2023
Expert Disclosures:	Current (as modified): Proposed New Cutoff:	June 12, 2023 September 11, 2023
Rebuttal Expert Disclosures:	Current (as modified): Proposed New Cutoff:	July 14, 2023 October 13, 2023
Expert Discovery Cutoff:	Current (as modified): Proposed New Cutoff:	August 31, 2023 November 30, 2023
Dispositive Motion Filing Deadline:	Current (as modified): Proposed New Cutoff:	September 5, 2023 December 5, 2023
Pre-Trial Conference:	Current (unchanged):  Proposed New Date:	December 11, 2023 Time: 1:30 p.m. Dept: 5  February 26, 2024
Trial:	Current (unchanged):  Proposed New Date:	February 13, 2024 Time: 8:30 a.m. Dept: 5  April 29, 2024.

The Parties will make themselves available for a further Trial Setting Conference should the above-proposed dates for the Pre-Trial Conference and for Trial not be available to the Court.

1 Dated: May 4, 2023

WILKINS DROLSHAGEN & CZESHINSKI LLP

2  
3 By: /s/ James H. Wilkins

James H. Wilkins

4 Attorneys for Plaintiff

5 LANCE ANDERSON, as Guardian ad Litem for  
6 MAURINE ANDERSON

7 Dated: May 4, 2023

LEWIS BRISBOIS BISGAARD & SMITH LLP

8  
9 By: /s/ Stephen J. Liberatore

Julian J. Pardini

10 Stephen J. Liberatore

11 Attorneys for Defendant

12 ALLIANZ LIFE INSURANCE COMPANY OF  
13 NORTH AMERICA  
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**ORDER**

Based on the parties' stipulation (ECF No. 22), the Court's scheduling order (ECF No. 13, 20) is further modified as follows:

Event	Former Date/Deadline	New Date/Deadline
Non-Expert Discovery	May 23, 2023	August 23, 2023
Expert Disclosures	June 12, 2023	September 11, 2023
Rebuttal Expert Disclosures	July 14, 2023	October 13, 2023
Expert Discovery Cutoff	August 31, 2023	November 30, 2023
Dispositive Motion Filing	September 5, 2023	December 5, 2023
Pretrial Conference <sup>1</sup>	February 12, 2024, at 1:30 p.m. Courtroom 1, before District Judge Ana de Alba	May 13, 2024, at 1:30 p.m. Courtroom 1, before District Judge Ana de Alba
Trial	April 16, 2024, at 8:30 a.m. Courtroom 1, before District Judge Ana de Alba	July 16, 2024, at 8:30 a.m. Courtroom 1, before District Judge Ana de Alba

IT IS SO ORDERED.

Dated: May 5, 2023

/s/ Eric P. Grogan  
UNITED STATES MAGISTRATE JUDGE

<sup>1</sup> The parties appear to not recognize that the Court previously continued the pretrial conference and trial dates in its prior order modifying the scheduling order. (ECF No. 20, p. 4; ECF No. 22, p. 2). With the extension of the dispositive motion filing deadline, the Court must again extend the pretrial conference and trial dates to allow sufficient time to rule on any dispositive motions.

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